

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

IN RE:	*	CASE NO: <u>22-52799</u>
	*	(Chapter 11)
EVERGREEN SITE HOLDINGS, INC.	*	
	*	
	*	(Judge Preston)
Debtor/Debtor-in-Possession.	*	

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**NOTICE OF MOTION OF DENIS E BLASIUS, DARLENE E. FIERLE, AND IRA H. THOMSEN  
OF THE LAW OFFICES OF IRA H. THOMSEN, NOW THOMSEN LAW GROUP, LLC TO  
WITHDRAW AS COUNSEL FOR DEBTOR/DEBTOR-IN-POSSESSION  
EVERGREEN SITE HOLDINGS, INC.**

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Denis E. Blasius, Darlene E. Fierle, and Ira H. Thomsen of the Law Offices of Ira H. Thomsen, now Thomsen Law Group, LLC (collectively "Counsel") has filed a Motion to Withdraw as Counsel for Debtor/Debtor-In-Possession Evergreen Site Holdings, Inc. (the "Debtor"), a copy of which is attached hereto.

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.**

If you do not want the Court to grant the Motion, then on or before **twenty-one (21) days from the date set forth in the Certificate of Service for the Application**, you must file with the Court a response explaining your position by mailing your response by regular U.S. Mail to:

**U.S. Bankruptcy Court, 170 North High Street, Columbus, Ohio 43215**

OR your attorney must file a response using the Court's ECF system.

If you mail your request and response to the Court for filing, you must mail it early enough so the Court will **receive** it on or before the date stated above.

You must also send a copy of your response either by 1) the Court's ECF system or 2) regular U.S. Mail to:

**Evergreen Site Holdings, Inc., 70 King St., Eustis, FL 32726**

**Matthew T. Schaeffer, Subchapter V Trustee, 10 W. Broad St., Suite 2100, Columbus, OH 43215**

**Office of the U.S. Trustee, 170 North High Street, Suite 200, Columbus, OH, 43215**

**Darlene E. Fierle, Counsel for Debtor, 140 N. Main St., Suite A, Springboro, OH 45066**

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the Motion and may enter an order granting that relief without further hearing or notice.

Date of Service: May 1, 2023

/s/ Darlene E. Fierle

Darlene E. Fierle (0081217)

Denis E. Blasius (0082617)

Ira H. Thomsen (0023965)

Thomsen Law Group, LLC

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*Counsel for Evergreen Site Holdings, Inc.*

*Debtor/Debtor-in-Possession*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
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IN RE: \* CASE NO: 22-52799  
\* (Chapter 11)  
EVERGREEN SITE HOLDINGS, INC. \*  
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\* (Judge Preston)  
\* Debtor/Debtor-in-Possession.

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**MOTION OF DENIS E BLASIUS, DARLENE E. FIERLE, AND IRA H. THOMSEN OF THE  
LAW OFFICES OF IRA H. THOMSEN, NOW THOMSEN LAW GROUP, LLC TO  
WITHDRAW AS COUNSEL FOR DEBTOR/DEBTOR-IN-POSSESSION  
EVERGREEN SITE HOLDINGS, INC.**

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Now comes Denis E. Blasius, Darlene E. Fierle, and Ira H. Thomsen, of the Law Offices of Ira H. Thomsen, now Thomsen Law Group, LLC (collectively “Counsel”), and respectfully moves this Court for leave to withdraw as counsel of record for Debtor/Debtor-In-Possession Evergreen Site Holdings, Inc. (the “Debtor”).

Based on grounds contained in Rule 1.16 of the *Ohio Rules of Professional Conduct*, Counsel respectfully requests this honorable Court grant leave for Counsel to withdraw as counsel for the Debtor. Discussions with potential replacement counsel have commenced, and it is anticipated that a Motion to Approve Substitute Counsel will be forthcoming.

Respectfully submitted,

/s/ Darlene E. Fierle  
Darlene E. Fierle (0081217)  
Denis E. Blasius (0082617)  
Ira H. Thomsen (0023965)  
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*Counsel for Debtor/Debtor-In-Possession  
Evergreen Site Holdings, Inc.*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on May 1, 2023, a copy of the foregoing *Motion to Withdraw As Counsel for Debtor* was served on all registered ECF participants, electronically through the court's ECF System at the e-mail address registered with the court and by regular U.S. Mail, postage prepaid, upon the following parties and creditors:

Pamela Arndt  
170 North High Street  
Suite 200  
Columbus, OH 43215-2417

Brunner Quinn  
5001 Horizons Suite 209  
Columbus, OH 43220-5291

Eventuresencore, Inc.  
7 South High Street  
Canal Winchester, OH 43110-1212

Evergreen Site Holdings, Inc.  
70 King Street  
Eustis, FL 32726-4048

FISHER SKROBOT &  
SHERAW LLC  
ATTN DAVID SKROBOT  
471 E BROAD ST - STE 1810  
COLUMBUS OH 43215-3863

Internal Revenue Service  
P.O. Box 7346  
Philadelphia, PA 19101-7346

Kathy Bennington  
15405 State Route 664, Lot 2  
Logan, OH 43138-9109

James Whitehead  
15405 State Route 664, Lot 1  
Logan, OH 43138-9109

Karry Gemmell  
31440 Deerfield Drive  
Logan, OH 43138-8584

James Perry  
15405 State Route 664, Lot 3  
Logan, OH 43138-9109

John W. Kennedy  
Kenneth R. Goldberg  
Strip Hoppers Leithart McGrath  
& Terlecky  
575 S. Third St.  
Columbus, OH 43215-5755

M&T Property Investments, Ltd.  
c/o Mark Anthony, Statutory  
Agent  
1511 State Route 664  
Logan, Ohio 43138

Mark Anthony  
1511 State Route 664  
Logan, Ohio 43138

Reg Martin  
Martin Management Services,  
Inc.  
180 East Broad Street, 28th  
Floor  
Columbus, OH 43215-3707

James E Nobile  
Nobile & Thompson Co., L.P.A.  
7509 East Main Street, #208  
Reynoldsburg, Ohio 43068-7268

OHIO ATTORNEY  
GENERAL'S OFFICE  
ATTN BANKRUPTCY UNIT  
COLLECTIONS  
ENFORCEMENT  
30 E BROAD ST, 14<sup>th</sup> Floor  
Columbus, Ohio 43215-3414

OHIO DEPARTMENT OF  
TAXATION BANKRUPTCY  
DIVISION  
30 EAST BROAD STREET  
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Teetor, LLC  
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Timber View Properties, Inc.  
c/o Kevin Humphreys, Esq. SA  
332 W. 6th Avenue  
Columbus, OH 43201-3172

U.S. Attorney – Columbus  
303 Marconi Blvd., #200  
Columbus, Ohio 43215-2840

U.S. Attorney General  
Main Justice Building  
10<sup>th</sup> & Constitution Ave. N.W.  
Washington, DC 20530-0001

/s/ Darlene E. Fierle

Darlene E. Fierle

*Counsel for Evergreen Site Holdings, Inc.*

*Debtor/Debtor-in-Possession*